

OFFICIAL COPY

Fresno, California

June 22, 1999

The City Council met as the Redevelopment Agency and in joint session with the Redevelopment Agency at the hour of 8:46 a.m. in the Council Chamber, City Hall, on the day above written.

Present:	Tom Boyajian	Councilmember
	Garry Bredefeld	Councilmember
	Chris Mathys	Acting President
	Henry Perea	Councilmember
	Sal Quintero	Councilmember
	Dan Ronquillo	Councilmember
	Ken Steitz	Council President

Jeff Reid, City Manager  
Dan Fitzpatrick, Agency Executive Director  
Hilda Cantu Montoy, City Attorney  
Becky Klisch, City Clerk  
Yolanda Salazar, Assistant City Clerk

(8:30 A.M.) REGULAR MEETING OF, AND JOINT MEETING WITH, THE )  
REDEVELOPMENT AGENCY )

APPROVE AGENCY MINUTES OF JUNE 15, 1999 )

On motion of Member Perea, seconded by Member Steitz, duly carried, RESOLVED, the minutes of June 15, 1999, approved as submitted.

**AGENCY CONSENT CALENDAR:**

(“A”) AWARD A CONTRACT IN THE AMOUNT OF\$1,889,332.13 TO DAVE )  
CHRISTIAN CONSTRUCTION FOR THE BASE BID AND ADD-ALTERNATE 1 )  
(CONSTRUCTION OF THE WATER MAIN USING PVC PIPE) TO CONSTRUCT )  
ON AND OFF-SITE IMPROVEMENTS FOR THE PROPOSED KEARNEY PALMS )  
SHOPPING CENTER )  
1. AUTHORIZE THE EXECUTIVE DIRECTOR, OR HIS DESIGNEE, TO EXECUTE )  
THE CONTRACT )  
2. DIRECT THE EXECUTIVE DIRECTOR TO OBTAIN SOURCES AND USES OF )  
FUND STATEMENT AND DISBURSEMENT LOG RELATING TO THE KEARNEY )  
PALMS SHOPPING CENTER PROJECT - PRESIDENT STEITZ )

Redevelopment Administrator Murphey briefly reviewed the issue and advised relative to Item #2, a meeting would be set with United Security Bank, Member Steitz and any other interested party to discuss loan disbursements and noted the bank was requesting questions prior to the meeting.

Member Mathys and Chair Ronquillo expressed their support for the project and commended developer Tom Beggs. Member Steitz stated he still had real concerns with the project; noted the numbers did not make sense and he looked forward to seeing the sources and uses of fund statement and disbursement log; and added it was unwise to expend millions of dollars without seeing that information and he would not support the issue.

On motion of Member Perea, seconded by Member Mathys, duly carried, RESOLVED, a contract in the amount of \$1,889,332.13 hereby awarded to Dave Christian Construction for the Base Bid and Add-Alternate 1 (construction of the water main using PVC pipe) to construct on and off site improvements for the proposed Kearney Palms Shopping Center, and the Executive Director authorized to execute the contract, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo
Noes	:	None
Absent	:	None
Abstain	:	Steitz

**(“B”) JOINT RESOLUTION NO. 99-176 AND 1544 - AMENDING RESOLUTION NOS. 99-50 AND 1511 DESIGNATING POSITIONS WHICH SHALL BE SUBJECT TO THE CONFLICT OF INTEREST CODE AND DEFINING CATEGORIES OF DISCLOSURE FOR SUCH POSITIONS** )  
)  
)  
)

On motion of Member Mathys, seconded by Chair Ronquillo, duly carried, RESOLVED, the above entitled Joint Resolution No. 99-176 and 1544 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Steitz, Ronquillo
Noes	:	None
Absent	:	None

**(“C”) CONSIDER ACTIONS RELATING TO THE APPROVAL AND ADOPTION OF THE PROPOSED CENTRAL CITY COMMERCIAL REVITALIZATION REDEVELOPMENT PROJECT AREA** )  
)  
)  
**1. JOINT RESOLUTION - CERTIFYING PROGRAM ENVIRONMENTAL IMPACT REPORT NO. 98-01 WITH ATTACHMENTS** )  
)  
**2. AGENCY RESOLUTION - APPROVING AND ADOPTING THE SUPPLEMENT TO THE REPORT TO THE CITY COUNCIL AND AUTHORIZING SUBMISSION TO THE COUNCIL** )  
)  
**3. JOINT RESOLUTION - ADOPTING FINDINGS THAT THE USE OF THE 20 PERCENT LOW AND MODERATE INCOME HOUSING SET-ASIDE FUNDS OUTSIDE THE CENTRAL CITY COMMERCIAL REVITALIZATION REDEVELOPMENT PROJECT AREA WILL BE OF BENEFIT TO THE PROJECT AREA** )  
)  
**4. \*BILL - ADOPTING THE REDEVELOPMENT PLAN FOR THE CENTRAL CITY COMMERCIAL REVITALIZATION REDEVELOPMENT PROJECT** )  
)

President Steitz announced the time had arrived to consider the issue and opened the hearing. Acting President Mathys made a motion to approve Items 1, 2, 3, & 4. City Attorney Montoy advised written objections

had been received from Fresno County on all the plans which prohibited the Council/Agency from taking action this date, recommended staff to make their thorough presentations, obtain public input, and continue the matter one week for action and to allow staff to respond to the appeal.

Director Fitzpatrick gave an overview of the issue, noted four separate hearings would be held this date for the four project study areas and, and advised staff's presentation would focus on the plans as they had gone through the recommendation and hearing process and to discuss the environmental impact report, noting one EIR had been prepared for all the project areas.

RDA Consultant on the Central City Project Pond submitted various related documents which were incorporated into the record and are on file in the Office of the City Clerk; displayed a land use map on the overhead and gave an overview of the project objectives and activities, gave a brief description on blight analysis and findings displaying a chart depicting blight factors; reviewed the recommendations of City Commissions and the Project Area Committee (PAC), explained the two boundary alternatives, and reviewed the law relative to property taxes.

EIR Consultant Woodcock gave a summary of the EIR process, report, and certification.

Mr. Fitzpatrick noted all written and verbal information was being made part of the record including by reference all oral and written material presented to the HCDC, the PAC and the Planning Commission.

Speaking to the issue were: Robert Fox, Dean of Students, Fresno City College, support for the plan; and Larry Fortune, PAC Chair, who confirmed their unanimous and strong support for the northern Shaw boundary.

Upon call, no one else wished to be heard and President Steitz closed the public testimony portion of the hearing, and the joint bodies recessed at 9:30 a.m. to later in the meeting.

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The City Council convened in regular session at the hour of 9:30 a.m. in the Council Chamber, City Hall.

A moment of silence was observed, and Agency Director Fitzpatrick led the Pledge of Allegiance to the Flag.

PROCLAMATION OF "HODGES AND SONS DAY" - COUNCILMEMBER )

BOYAJIAN (2 - 0) )

PRESENTATION OF PROCLAMATIONS RELATING TO GOODWILL )

INDUSTRIES - PRESIDENT STEITZ )

1. PICCADILLY INN HOTELS - EMPLOYER OF THE YEAR )

2. PAMELA LOMAN - ACHIEVER OF THE YEAR )

3. CHRISTINE MORENO - GRADUATE OF THE YEAR )

RESOLUTION OF COMMENDATION TO THE NORTHWEST GIRLS )

SOFTBALL LEAGUE TEAM - ACTING PRESIDENT MATHYS )

CERTIFICATE OF COMMENDATION TO THE NORTHEAST POLICING )  
OFFICERS FOR THE GRANNY PARK AREA - COUNCILMEMBER PEREA )

PROCLAMATION OF "AMATEUR RADIO WEEK" )

The above proclamations and commendations read and presented.

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APPROVE MINUTES OF JUNE 8 AND 15, 1999 )

On motion of Councilmember Perea, seconded by Councilmember Quintero, duly carried, RESOLVED, minutes of June 15th approved as submitted, and the minutes of June 8<sup>th</sup> approved, as amended, on Page 133-342, Item **5B**, showing President Steitz seconding to the motion instead of Councilmember Perea.

Councilmember Perea questioned how he could include an amendment relative to Tree Fresno in the adoption of the budget with City Attorney Montoy advising Councilmember Perea to bring up the issue during consideration of the budget at 11:00 a.m.

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**APPROVE AGENDA:**

RECOGNITION AND COMMENDATION TO CARLA GLAZEBROOK, )  
MAYOR'S OFFICE, AND THE "ALL AMERICAN CITY" DELEGATION - )  
COUNCILMEMBER QUINTERO )

Recognition and commendation made for all their efforts.

(9:30 A.M.) HEARING ON THE CANCELLATION OF A PORTION OF AGRI- )  
CULTURAL LAND CONSERVATION CONTACT NO. 8, FOR 28.56 ACRES )  
LOCATED ON THE SOUTHEAST CORNER OF S. EAST AND E. NORTH )  
AVENUES AND WAIVER OF THE CANCELLATION FEE )  
**1. \*RESOLUTION - APPROVING THE CANCELLATION AND WAIVER** )  
**OF FEE** )

City Clerk Klisch advised staff was requesting the issue be continued. Brief discussion ensued.

On motion of Councilmember Ronquillo, seconded by Acting President Mathys, duly carried, RESOLVED, the hearing on the cancellation of a portion of Agricultural Land Conservation Contract No. 8 continued to July 20, 1999, at 10:15 a.m., by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

(5H) CONSIDER ALTERNATIVES FOR USE OF CITY FUNDS FOR THE )  
AMTRAK STATION - PRESIDENT STEITZ )  
(CONSIDERED AGAIN LATER) )

Councilmember Ronquillo advised Senator Costa's office was requesting the issue be heard after 2:00 p.m.  
By Council consensus, the matter set for 3:00 p.m.

RECOGNITION AND COMMENDATION TO CARE FRESNO, STONE SOUP, )  
AND OSO DE ORO PARK FOR THEIR SIGNIFICANT PART IN MAKING )  
FRESNO AN "ALL AMERICAN CITY" FINALIST - COUNCILMEMBER )  
RONQUILLO )

Commendation made.

COMMENDATION PRESIDENT STEITZ, AND COUNCILMEMBERS RONQUILLO )  
AND QUINTERO, THE CITY COUNCIL "ALL AMERICAN CITY" DELEGATES - )  
ACTING PRESIDENT MATHYS )

Commendation made and best wishes extended.

REMINDER OF JOINT MEETING WITH THE PLANNING COMMISSION ON )  
JUNE 29, 1999, AT 6:00 PM. IN MEETING ROOM "A" - PRESIDENT STEITZ )

Reminder given.

On motion of Councilmember Perea, seconded by Councilmember Quintero, duly carried, RESOLVED, the  
AGENDA hereby approved, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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**ADOPT CONSENT CALENDAR:**

(1A-2) \*RESOLUTION NO. 99-177 - ORDERING THE SUMMARY VACATION )  
OF A PORTION OF ALLUVIAL AVENUE WEST OF CHANNING AVENUE )

(1A-3) RESOLUTION NO. 99-178 - CONCERNING LOCAL TRANSPORTATION )  
PURPOSE FUNDS "MEASURE C" )

1. AUTHORIZE THE CITY MANAGER TO EXECUTE THE ATTACHMENT )  
"A" LOCAL TRANSPORTATION PURPOSES CERTIFICATION AND CLAIM )  
FORM )

- (1A-4) AWARD A ONE-YEAR REQUIREMENTS CONTRACT WITH PROVISIONS FOR TWO ONE-YEAR EXTENSIONS TO CASEY CONSTRUCTION IN THE ESTIMATED AMOUNT OF \$320,675.02 FOR MAGNESIUM HYDROXIDE SEWER CROWN SPRAY TREATMENT )
- (1A-5) DECLARE THE LATE SUBMITTAL OF THE SUBCONTRACTOR INFORMATION DETAIL BY MAULDIN-DORFMEIER CONSTRUCTION A MINOR IRREGULARITY; AND AWARD A CONTRACT TO MAULDIN-DORFMEIER CONSTRUCTION FOR INSTALLATION OF A 12" RAW WATER MAIN IN CLOVIS AVENUE, CALIFORNIA ALIGNMENT AND COLUMBIA DRIVE NORTH )
- (1A-6) AWARD A CONTRACT TO SEQUOIA EQUIPMENT CO IN THE AMOUNT OF \$40,938.56 FOR ONE (1) NEW CONSTRUCTION LOADER )
- (1A-7) AWARD A CONTRACT WOLCO BUSINESS SYSTEMS INC. FOR SECTION "A" (THREE DIGITAL COPIERS, 40 COPIES PER MINUTE) IN THE AMOUNT OF \$32,562.17; AND SELECT BUSINESS SYSTEMS FOR SECTIONS "B" AND "C" (TWO 30 COPIES PER MINUTE DIGITAL COPIERS AND ONE 20 COPIES PER MINUTE DIGITAL COPIER) IN THE AMOUNT OF \$21,280.98 )
- (1A-8) GRANT RELIEF FROM THE BID SUBMITTED BY INDUSTRIAL ELECTRONIC SYSTEMS DUE TO AN INADVERTENT CLERICAL ERROR; AND AWARD A CONTRACT TO SIMPLEX TIME RECORDER IN THE AMOUNT OF \$260,000 TO UPGRADE THE FRESNO YOSEMITE AIRPORT SECURITY ACCESS CONTROL SYSTEM )
- (1A-9) AWARD A CONTRACT TO KAWEAH CONSTRUCTION IN THE AMOUNT OF \$3,772,423 TO REHABILITATE DIGESTERS NOS. 3, 6, 7, AND 8 AT THE FRESNO/CLOVIS REGIONAL WASTEWATER RECLAMATION FACILITY )
- (1A-10) AWARD A CONTRACT TO COLLINS ELECTRICAL IN THE AMOUNT OF \$1,495,757 FOR THE REHABILITATION OF THE 12Kv POWER DISTRIBUTION SYSTEM AT THE FRESNO/CLOVIS REGIONAL RECLAMATION FACILITY-PLANT I )
- (1A-11) \*RESOLUTION NO. 99-179 - AUTHORIZING THE CHIEF OF POLICE TO ACCEPT A GRANT FROM THE STATE OF CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL IN THE AMOUNT OF \$50,000 UNDER THE GRANT ASSISTANCE TO LOCAL LAW ENFORCEMENT AGENCIES (GALE) PROGRAM )

On motion of Councilmember Perea, seconded by Councilmember Bredefeld, duly carried, RESOLVED, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes : Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz  
Noes : None  
Absent : None

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(9:10 A.M.) APPEARANCE BY BARBARA HUNT TO DISCUSS PROVIDING )  
JOBS FOR THE FRESNO COMMUNITY AND TO DISCUSS THE CONSTITU- )  
TION OF THE STATE OF CALIFORNIA )

Appearance made. No action taken.

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(9:15 A.M.) APPEARANCE BY DAVID WELLS TO PROPOSE THE CREATION N )  
OF MORE JOB IN FRESNO BY MANUFACTURING HYBRID ELECTRIC )  
TRANSIT BUSES )

Appearance made. (3 - 0) President Steitz invited Mr. Wells to attend a workshop on air quality and alternative power sources on July 20<sup>th</sup> at 10:30 a.m.

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The City Council and Redevelopment Agency reconvened in joint session at 10:28 a.m.

(“C”) CONSIDER ACTIONS RELATING TO THE APPROVAL AND ADOPTION )  
OF THE PROPOSED CENTRAL CITY COMMERCIAL REVITALIZATION )  
REDEVELOPMENT PROJECT AREA )  
**1. JOINT RESOLUTION - CERTIFYING PROGRAM ENVIRONMENTAL** )  
**IMPACT REPORT NO. 98-01 WITH ATTACHMENTS** )  
**2. AGENCY RESOLUTION - APPROVING AND ADOPTING THE SUPPLE-** )  
**MENT TO THE REPORT TO THE CITY COUNCIL AND AUTHORIZING** )  
**SUBMISSION TO THE COUNCIL** )  
**3. JOINT RESOLUTION - ADOPTING FINDINGS THAT THE USE OF THE** )  
**20 PERCENT LOW AND MODERATE INCOME HOUSING SET-ASIDE FUNDS** )  
**OUTSIDE THE CENTRAL CITY COMMERCIAL REVITALIZATION REDEVEL-** )  
**OPMENT PROJECT AREA WILL BE OF BENEFIT TO THE PROJECT AREA** )  
**4. \*BILL - ADOPTING THE REDEVELOPMENT PLAN FOR THE CENTRAL** )  
**CITY COMMERCIAL REVITALIZATION REDEVELOPMENT PROJECT** )

President Steitz noted the public testimony portion of the hearing had been closed earlier in the meeting. Councilmember Perea made a motion to continue the issue to June 29<sup>th</sup> at 3:00 p.m., which was seconded and acted upon after discussion, and advised he would be supporting and requesting Council extend the boundary to Shaw Avenue.

Upon question of Councilmember Quintero, Agency Director Fitzpatrick confirmed Fresno County had approved the study for Southeast project late last year including some County property, and responded to additional questions relative to Phase II and project amendments for next year. Mr. Fitzpatrick noted the County's protest was generic in nature and addressed all four project areas in one letter adding it was an interesting dilemma in that the County was asked late last year to be a partner and they were just now filing written protests on the day of the hearings.

Councilmembers Ronquillo and Perea and Acting President Mathys expressed their concerns with the County's objections emphasizing this was an economic development issue, noted the City had bent over backwards to end lawsuits, and stressed a strong message needed to be conveyed to the County that they should get on board and partner with the City in moving forward and not threaten litigation.

On motion of Councilmember Perea, seconded by Councilmember Bredefeld, duly carried, RESOLVED, the actions relating to the approval and adoption of the proposed Central City Commercial Revitalization Redevelopment Project Area continued to June 29, 1999, at 3:00 p.m., by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

(“D”) CONSIDER ACTIONS RELATING TO THE PREPARATION AND )  
INITIATION OF AMENDMENTS TO THE “RULES GOVERNING PARTICI- )  
PATION BY PROPERTY OWNERS AND THE EXTENSION OF REASONABLE )  
PREFERENCES TO BUSINESS OCCUPANTS” FOR THE PROPOSED CENTRAL )  
CITY COMMERCIAL REVITALIZATION, SOUTH FRESNO INDUSTRIAL, )  
AIRPORT AREA, AND SOUTHEAST FRESNO REVITALIZATION REDEVELOP- )  
MENT PROJECT AREAS - PRESIDENT STEITZ )

Continued to 2:00 p.m.

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The joint bodies adjourned to 2:00 p.m. and the City Council reconvened in regular session at 10:44 a.m.

(10:00 A.M.) REQUEST FOR STATUS REPORT ON THE DOWNTOWN )  
MULTIPURPOSE STADIUM - COUNCILMEMBER QUINTERO )

City Attorney Montoy stated the basic status report was progress in that progress had been made the last few weeks, noted all parties were moving forward and significant work had been completed relative to the major documents, and stated everything was on target and staff was hoping to bring forth all documents to Council and the County on July 20<sup>th</sup>.

Acting President Mathys stated the public had the right to see financials of the Fresno Diamond Group and made a motion that the Diamond Group provide basic credit reports, tax returns and financial information. President Steitz clarified at issue this date was a status report and advised Acting President Mathys to place his request on an



upcoming agenda. Ms. Montoy advised she had received significant information from the Diamond Group and some of the related entities, noted the City Manager and Controller had been made privy to that information, and stated she would compile a list of the information received and submit it to Council.

Discussion ensued on the timeline after documents are presented to Council, collateral and available options, and use of contingency funds as an option, with Ms. Montoy and Controller Souza responding to questions. Councilmember Perea clarified he wanted staff to submit a list of *all* options for Council's review including land, cash, and assets. Discussion ensued on possibly encumbering tax increment as another option which was directed to also be included in the list. President Steitz recommended Councilmember Perea set the issue of using contingency funds on the agenda for action. Ms. Montoy advised discussions relative to the use of cash and redevelopment tax increment were going beyond a status report and recommended those issues with specific instruction be scheduled before the Agency and Council.

Jack Emerian, representing the Diamond Group, responded to Council questions relative to the status from the Diamond Group's perspective, their financing and commitments, and reservations in providing financials **(4 - 0)**. Ms. Montoy clarified it was staff's intent to submit the entire package to Council on July 20<sup>th</sup> including the Diamond Group's financing. Acting President Mathys requested Ms. Montoy provide financial information on to him this date.

City Manager Reid clarified prior Council direction to staff was for an equity strip bond funding with the goal to find all assets and explained, and requested direction relative to utilizing tax increment noting it would be an Agency transaction, and to place that issue on the table also.

Speaking to the issue were: Jerry Cook, representing the Fresno Business Council; Larry Willey, representing the Chamber of Commerce; and Barbara Hunt.

Upon question of Councilmember Bredefeld, Mr. Souza stated he believed it was possible and staff would do all they could to have the entire package presented on July 20<sup>th</sup>. There was no further discussion.

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**(10:30 A.M.) RESOLUTION NO. 99-180 - APPLAUDING REDUCED U.S. )**  
**TEEN SEXUAL ACTIVITY RATE - PRESIDENT STEITZ AND ACTING )**  
**PRESIDENT MATHYS )**

Briefly reviewed by President Steitz who stated he felt the matter was significant due to information in the resolution indicating abortion and sexual activity rates dropped in states with parental involvement. Acting President Mathys expressed his support for the resolution and commented on the importance of parental involvement/awareness.

On motion of President Steitz, seconded by Acting President Mathys, duly carried, RESOLVED, the above entitled Resolution No. 99-180 hereby adopted, by the following vote:

Ayes : Boyajian, Bredefeld, Mathys, Perea, Quintero, Steitz  
Noes : Ronquillo  
Absent : None

Councilmember Ronquillo stated his opposition was due to governmental intervention.

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**RECESS - 11:22 A.M. - 11:32 A.M.**

**(11:00 A.M.) COUNCIL BUDGET COMMITTEE REPORT:**

1. CONSIDER RECISSION OF RESOLUTION NO. 99-173 ENTITLED “ADOPT- )  
ING THE AAR (ANNUAL APPROPRIATION RESOLUTION) APPROVING THE )  
FY 2000 BUDGET, AS AMENDED”, WHICH RELATES TO THE ADOPTION )  
OF THE CITY’S FY 2000 BUDGET )
2. CONSIDER ADOPTION OF THE ANNUAL APPROPRIATION RESOLUTION )  
(AAR) FOR ADOPTION OF THE CITY’S FY2000 BUDGET, AND ADOPTION OF )  
THE FY 2000 POSITION AUTHORIZATION RESOLUTION (PAR): )

President Steitz advised those in attendance wishing to speak that the public hearing had been closed. Councilmember Bredefeld briefly reviewed the background of the issue, advised the Council subcommittee met with the Mayor and City Manager in a collaborative effort emphasizing the meetings were very positive, commended the Mayor and City Manager stating a good budget with compromises was the end result, and made a motion to rescind the resolutions previously adopted.

On motion of Councilmember Bredefeld, seconded by President Steitz, duly carried, **RESOLVED**, the above entitled Resolution Nos. 99-173 and 99-174 adopted June 15, 1999, hereby rescinded, by the following vote:

Ayes : Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz  
Noes : None  
Absent : None

Councilmember Bredefeld made a motion to adopt the Mayor’s proposed budget for FY 99-2000 and all related documents with modifications, which was acted upon after discussion.

Upon question of Acting President Mathys, Alex Correa, representing the City’s blue-collar workers, stated they had very serious concerns with the additional work proposed for Tree Fresno and the displacement of City employees and explained.

Discussion ensued on the amount of funding last year for Tree Fresno compared with FY 2000's proposed funding, with Budget Manager Bruney and City Manager Reid responding to questions and clarifying the proposed funding and additional work proposed for Tree Fresno. Brief discussion ensued.

**Amendment - Mathys:** Acting President Mathys made friendly amendment to the motion to adopt the budget and appropriate funding for Tree Fresno with the overage from last year’s amount to be held in abeyance for 30 days.

Council and Mr. Bruney responded to questions of Acting President Mathys on the proposed motion relative to funding for Lion’s Park, use of funds added to the Council’s operating budgets, defunding of the Memorial Auditorium sign, and sufficient funding for the Cole Avenue wall/trail.

Councilmember Ronquillo noted the positive meetings held with the Mayor and City Manager and stated next year he hoped Council or a Council subcommittee would be included in the process earlier, and commented on needed improvements on Neilsen Avenue in the Roeding Business Park; stated \$26 million was currently budgeted for CIP projects under Proposition 111/T-21 funds, and made an amendment to the motion that any cost overrun savings in CIP projects or any qualifying project be held in an account to make needed improvements on Neilsen Avenue, including all Public Works projects that have a cost overrun surplus, **(5 - 0)** clarifying no additional costs were involved and this would not affect any Council district. Upon question of Councilmember Bredefeld, Mr. Reid stated the amendment was not a feasible budget action and explained, and noted there were a lot of strategies, whereupon Councilmember Bredefeld stated he would not accept the amendment. Councilmember Ronquillo expressed his disappointment the amendment was not accepted and explained.

Councilmember Perea (1) clarified relative to Tree Fresno, the intent to hold overage funds in abeyance was to make a determination in the next 30 days on the most viable options for the additional dollars, i.e. either award those dollars to Tree Fresno, leave in the Parks Division, or create a competitive bidding process; (2) requested the \$200,000 for the EDC be left open for future discussions; (3) expressed concern with on-going operating and maintenance costs for the senior center, with AAA Director Johnson responding to questions; and (4) questioned the ability to “tweak” social service funding requests, with Mr. Reid responding.

A motion of Councilmember Ronquillo, seconded by Councilmember Boyajian, to amend the motion to specify that any cost overrun savings in CIP projects or any qualifying project be held in an account to make needed improvements on Neilsen Avenue, including all Public Works projects that have a cost overrun surplus failed, by the following vote:

Ayes	:	Boyajian, Mathys, Ronquillo
Noes	:	Bredefeld, Perea, Quintero, Steitz
Absent	:	None

Mr. Reid advised an additional \$60,000 over last year’s funding for Tree Fresno was needed and explained, which was accepted by the motion-maker.

**a. \*RESOLUTION NO. 99-181 - ADOPTING THE ANNUAL APPROPRIATION )**  
**RESOLUTION (AAR) APPROVING THE FY 2000 CITY OF FRESNO BUDGET, )**  
**AS AMENDED )**  
**b. \*RESOLUTION NO. 99-182 - ADOPTING THE FY 2000 POSITION AUTHO- )**  
**RIZATION RESOLUTION )**

On motion of Councilmember Bredefeld, seconded by Councilmember Perea, duly carried, RESOLVED, the above entitled Resolution No. 99-181 approving the Mayor’s proposed budget for FY 2000 hereby adopted with the following modifications: **(1)** Restore the Council infrastructure budgets to \$140,000 per district. Of the \$980,000 total, \$299,000 would come from the General Fund by reducing the Mayor’s proposed Council

infrastructure funding, \$80,000 from the Purity Oil Fund which is also General Fund for a total of \$379,000 in General Fund, \$155,000 would come from Proposition 111 funds by eliminating excess local match funds for the Golden State Avenue projects, \$346,000 by defunding the Shaw Avenue Traffic Signals Upgrade project, and \$100,000 from Measure C by reducing the Cold Pavement Recycling amount by \$100,000; (2) Add \$70,000 (\$10,000 per Council district) to the Council District Operating budgets by using \$20,000 from the Mayor's proposed Council infrastructure funding and \$50,000 from the Purity Oil Fund; (3) Restore three Deputy City Attorney II and three Legal Secretary positions to the City Attorney's Office, eliminating three Business Transaction Counsel positions and three Legal Secretary positions from the Public Works, Public Utilities, and Development Departments. The costs of restoring the positions to the City Attorney's Office would be covered by the savings from the position eliminations in these three departments; (4) Add \$77,000 for lights at Lion's Park and \$14,000 for a driveway and fencing at Quigley Park. The \$91,000 would come for the General Fund by reducing the Mayor's proposed Council infrastructure funding; (5) Defund \$50,000 for the Memorial Auditorium sign and use the \$50,000 for Quigley Park; (6) add \$36,000 for development of the median island on Clinton Avenue between Weber and Crystal, with the money to come from Measure C funds by reducing the amount spent on Cold Pavement Recycling; (7) Add \$40,000 for Meux Hoe renovations and \$150,000 for start-up costs for the Senior Citizens' Center at Sierra Hospital. The \$190,000 would come from the General Fund by reducing the Mayor's proposed Council infrastructure funding; (8) add \$140,000 for a traffic signal at Fresno Street and Ashlan Avenue, with the money to come from Measure C funds by reducing the amount spent on Cold Pavement Recycling; (9) use \$20,000 from Purity Oil Fund to pay for a portion of the median island to be constructed on First Street between Sierra and Herndon Avenues; (10) Defund the \$80,000 traffic signal at Bullard and Millbrook and use the \$80,000 to fund left-turn phasing at Bullard and Chestnut; (11) Add \$100,000 for Tower District Parking for the purpose of purchasing property to pave a parking lot, with the money to come from the Mayor's proposed Council infrastructure funding; (12) Use \$30,000 in Enterprise Zone funds for a ULI downtown study; (13) use \$185,000 of the Fresno/Clovis Trailway Improvement funds for a trail fence/wall on Cole Avenue between Shepherd and Audubon; (14) Use City staff to perform a study on the conversion of Van Ness/Wishon to two-way traffic. Estimated cost of \$50,000 in staff time to be absorbed by the Public Works Department; (15) City Manager or his designee(s) to work with the Fresno Metropolitan Flood Control District Board of flood pumping at North and Golden State; and (16) add \$381,000 to Roeding Business Park Infrastructure - Water, with the money to come from Water Enterprise Reserve, and add \$290,000 to Roeding Business Park Infrastructure - Sewer, with the money to come from Sewer Enterprise Reserve, hereby adopted, **AS AMENDED**, to appropriate funding for Tree Fresno with the overage from last year's amount, minus \$60,000 as requested by the City Manager, to be held in abeyance for 30 days; and the above entitled Resolution No. 99-182 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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**LUNCH RECESS - 12:20 P.M. - 2:54 P.M.** Councilmembers Mathys, Perea and Ronquillo arrived later.

(1A-1) **RESOLUTION NO. 99-183 - AUTHORIZING THE PURCHASE OF STAGE- )**  
**RIGHT STAGING FROM STAGERIGHT CORPORATION FOR USE IN THE NEW )**  
**EXHIBIT HALL UNDER THE SOLE SOURCE EXCEPTION WITHOUT ADVER- )**  
**TISED COMPETITIVE BIDDING )**

On motion of Councilmember Bredefeld, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Resolution No. 99-183 hereby adopted, by the following vote:

Ayes	:	Bredefeld, Boyajian, Quintero, Steitz
Noes	:	None
Absent	:	Mathys, Perea, Ronquillo

- - - -

**(2:00 P.M.) JOINT MEETING WITH THE REDEVELOPMENT AGENCY )**

The joint bodies reconvened in joint session at the hour of 2:56 p.m. Councilmember Ronquillo arrived.

**(“A”)** CONSIDER ACTIONS RELATING TO THE APPROVAL AND )  
ADOPTION OF THE PROPOSED SOUTH FRESNO INDUSTRIAL REVITALI- )  
ZATION REDEVELOPMENT PLAN )  
**1. JOINT RESOLUTION - CERTIFYING PROGRAM ENVIRONMENTAL )**  
IMPACT REPORT NO. 98-01 WITH ATTACHMENTS )  
**2. AGENCY RESOLUTION - APPROVING AND ADOPTING THE SUPPLE- )**  
MENT TO THE REPORT TO THE CITY COUNCIL AND AUTHORIZING )  
SUBMISSION TO THE COUNCIL )  
**3. JOINT RESOLUTION - ADOPTING FINDINGS THAT THE USE OF THE )**  
20 PERCENT LOW AND MODERATE INCOME HOUSING SET-ASIDE FUNDS )  
OUTSIDE THE SOUTH FRESNO INDUSTRIAL REVITALIZATION REDEVEL- )  
OPMENT PROJECT AREA WILL BE OF BENEFIT TO THE PROJECT AREA )  
**4. \*BILL - ADOPTING THE REDEVELOPMENT PLAN FOR THE SOUTH )**  
FRESNO INDUSTRIAL REVITALIZATION REDEVELOPMENT PROJECT )

President Steitz announced the time had arrived to consider the issue and opened the hearing.

RDA Consultant on the South Fresno Industrial Project O’Neil submitted various related documents which were incorporated into the record and are on file in the Office of the City Clerk. Acting President Mathys arrived at 2:58 p.m. Mr. O’Neil gave an overview of the project objectives and activities.

City Attorney Montoy advised written objections had been received from Fresno County on the plan which prohibited the Agency/Council from taking action this date, with Agency Director Fitzpatrick noting the matter would be continued to June 29<sup>th</sup> at 3:15 p.m. for action.

EIR Consultant Woodcock gave a summary of the EIR process, report, and certification. Councilmember Perea arrived at 3:06 p.m.

Speaking to the issue were: Frank Kozar, owner of property in the subject area and the Airport area; and Jennifer Smith.

Upon call, no one else wished to be heard and President Steitz closed the public testimony portion of the hearing.

Mr. Fitzpatrick noted all written and verbal testimony was being made part of the record including by reference, all oral and written material presented to the HCDC, and the Planning Commission.

Councilmember Ronquillo commented on the benefits of creating redevelopment districts, and noted Fresno County had not been pro-active with improvements in the area and requested they put everything into perspective and do what was best for the city.

On motion of Councilmember Ronquillo, seconded by Councilmember Perea, duly carried, RESOLVED, actions relating to the approval and adoption of the proposed South Fresno Industrial Revitalization Redevelopment Plan continued to June 29, 1999, at 3:15 p.m., by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

- - - -

<b>(2:15 P.M.)</b>	CONSIDER ACTIONS RELATING TO THE APPROVAL AND	)
	ADOPTION OF THE PROPOSED AIRPORT AREA REVITALIZATION	)
	REDEVELOPMENT PLAN	)
<b>1. JOINT RESOLUTION</b>	- CERTIFYING PROGRAM ENVIRONMENTAL	)
	IMPACT REPORT NO. 98-01 WITH ATTACHMENTS	)
<b>2. AGENCY RESOLUTION</b>	- APPROVING AND ADOPTING THE SUPPLE-	)
	MENT TO THE REPORT TO THE CITY COUNCIL AND AUTHORIZING	)
	SUBMISSION TO THE COUNCIL	)
<b>3. JOINT RESOLUTION</b>	- ADOPTING FINDINGS THAT THE USE OF THE	)
	20 PERCENT LOW AND MODERATE INCOME HOUSING SET-ASIDE FUNDS	)
	OUTSIDE THE AIRPORT AREA REVITALIZATION REDEVELOPMENT	)
	PROJECT WILL BE OF BENEFIT TO THE PROJECT AREA	)
<b>4. *BILL</b>	- ADOPTING THE REDEVELOPMENT PLAN FOR THE AIRPORT	)
	AREA REVITALIZATION REDEVELOPMENT PROJECT	)

President Steitz announced the time had arrived to consider the issue, opened the hearing, and advised written objections had been received from Fresno County on the plan which prohibited the Agency/Council from taking action this date and advised the hearing would be continued to June 29<sup>th</sup> at 3:30 p.m. for action.

RDA Consultant on the Airport Area Revitalization Project O'Neil gave an overview of the project objectives and activities, advised of recommendations of the HCDC and Planning Commission **(6 - 0)**, and submitted various related documents which were incorporated into the record and are on file in the Office of the City Clerk.

EIR Consultant Woodcock gave a summary of the EIR process, report, and certification.

Upon call, no one wished to be heard and President Steitz closed the public testimony portion of the hearing.

by the Planning Commission, and advised he would make a motion next week to delete the eminent domain provision from the plan.

Director Fitzpatrick and City Attorney Montoy responded to questions of Acting President Mathys and clarified the issue of 20 percent set-aside funds. Mr. Fitzpatrick noted for the record all written and verbal information was being made part of the record including by reference, all oral and written material presented to the HCDC and Planning Commission.

Councilmember Perea advised he would be interested in merging and keeping the eminent domain provision in the plan and looked forward debating the issues next week.

On motion of Councilmember Perea, seconded by Councilmember Ronquillo, duly carried, RESOLVED, actions relating to the approval and adoption of the proposed Airport Area Revitalization Redevelopment Plan continued to June 29, 1999, at 3:30 p.m., by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

(“D”) CONSIDER ACTIONS RELATING TO THE PREPARATION AND )  
INITIATION OF AMENDMENTS TO THE “RULES GOVERNING PARTICI- )  
PATION BY PROPERTY OWNERS AND THE EXTENSION OF REASONABLE )  
PREFERENCES TO BUSINESS OCCUPANTS” FOR THE PROPOSED CENTRAL )  
CITY COMMERCIAL REVITALIZATION, SOUTH FRESNO INDUSTRIAL, )  
AIRPORT AREA, AND SOUTHEAST FRESNO REVITALIZATION REDEVELOP- )  
MENT PROJECT AREAS - PRESIDENT STEITZ )

Laid over one week at the direction of President Steitz.

- - - -

The joint bodies adjourned to 5:30 p.m. and the City Council reconvened in regular session at 3:35 p.m.

(3A) APPROVE LOCAL PREFERENCE FOR FORMAL BIDS FOR PURCHASE )  
OF MATERIALS, SUPPLIES AND EQUIPMENT )  
1. \*BILL NO. B-42 - AMENDING THE FRESNO MUNICIPAL CODE RELATING )  
TO LOCAL PREFERENCE IN ADVERTISED COMPETITIVE BIDDING )  
(*ALTERNATIVE 1 - NO LIMIT*) )  
2. \*BILL NO. B-43 - ORDINANCE NO. 99-39 (*ALTERNATIVE 2 - \$250,000 LIMIT*) )

Director of Administrative Services Souza made a technical correction to Page 2 of the ordinance identified as Alternative 1 in the staff report, which was so noted and corrected. Councilmembers Ronquillo and Bredefeld left the meeting at 3:37 p.m. Acting President Mathys briefly commented on the issue and made a motion to adopt Alternative 1, which was seconded by Councilmember Perea who also made a motion to close debate and call for the question, which motion was seconded by Acting President Mathys.

and explained, and urged Council to reconsider. Councilmember Perea questioned why debate was not closed when called for and seconded with President Steitz responding.

On motion of Councilmember Perea, seconded by Acting President Mathys, duly carried, RESOLVED, a call for the question approved and debate on the issue closed, by the following vote:

Ayes	:	Boyajian, Mathys, Perea, Quintero
Noes	:	Steitz
Absent	:	Bredefeld, Ronquillo

A motion of Acting President Mathys, seconded by Councilmember Perea, to adopt Bill No. B-42 (Alternate 1) failed, due to the need for a majority vote, by the following vote:

Ayes	:	Boyajian, Mathys, Perea
Noes	:	Quintero, Steitz
Absent	:	Bredefeld, Ronquillo

Mr. Souza clarified while staff was not recommending either ordinance, they would prefer the \$250,000 limit.

On motion of Councilmember Perea, seconded by Acting President Mathys, duly carried, RESOLVED, the above entitled Bill No. B-43 adopted as Ordinance No. 99-39, by the following vote:

Ayes	:	Boyajian, Mathys, Perea, Quintero, Steitz
Noes	:	None
Absent	:	Bredefeld, Ronquillo

- - - -

**(3B) \*BILL NO. B-41 - ORDINANCE NO. 99-40 - AMENDING THE FRESNO )**  
**MUNICIPAL CODE RELATING TO THE LICENSING OF DOGS )**

On motion of Councilmember Perea, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Bill No. B-41 adopted as Ordinance No. 99-40, by the following vote:

Ayes	:	Boyajian, Mathys, Perea, Quintero, Steitz
Noes	:	None
Absent	:	Bredefeld, Ronquillo

- - - -

**(3C) \*BILL NO. B-44 - ORDINANCE NO. 99-41 - ADDING SECTION 8-141 )**  
**TO THE FRESNO MUNICIPAL CODE RELATING TO DRUG FREE PARKS - )**  
**COUNCILMEMBER PEREA )**

On motion of Councilmember Perea, seconded by Acting President Mathys, duly carried, RESOLVED, the above entitled Bill No. B-44 adopted as Ordinance No. 99-41, by the following vote:

**133-394**

**6/22/99**

Ayes	:	Boyajian, Mathys, Perea, Quintero, Steitz
Noes	:	None



Absent : Bredefeld, Ronquillo

- - - -

(5A) APPROVE APPOINTMENT OF PATRICK PITTARELLI TO THE TOWER )  
DISTRICT DESIGN REVIEW COMMITTEE - COUNCILMEMBER BOYAJIAN )  
(FOR ADOPTION) )

On motion of Councilmember Boyajian, seconded by Acting President Mathys, duly carried, RESOLVED, the appointment of Patrick Pittarelli to the Tower District Design Review Committee hereby approved, by the following vote:

Ayes : Boyajian, Mathys, Perea, Quintero, Steitz  
Noes : None  
Absent : Bredefeld, Ronquillo

- - - -

(5B) APPROVE APPOINTMENT OF AL GALVEZ TO THE FRESNO WORK- )  
FORCE DEVELOPMENT BOARD - COUNCILMEMBER PEREA (FOR )  
ADOPTION) )

On motion of Councilmember Perea, seconded by Acting President Mathys, duly carried, RESOLVED, the appointment of Al Galvez to the Workforce Development Board laid over one week, by the following vote:

Ayes : Boyajian, Mathys, Perea, Quintero, Steitz  
Noes : None  
Absent : Bredefeld, Ronquillo

- - - -

Councilmember Ronquillo returned to the meeting at 3:47 p.m.

(5C) \*RESOLUTION NO. 99-184 - 101<sup>ST</sup> AMENDMENT TO AAR 99-159 )  
APPROPRIATING \$15,000 FROM DISTRICT 3's GENERAL INFRASTRUCTURE )  
CAPITAL BUDGET FOR AFTER-SCHOOL HOMEWORK CENTER PROGRAMS )  
AND FULTON/LOWELL SPECIFIC PLAN DESIGN GUIDELINES - COUNCIL- )  
MEMBER RONQUILLO )

On motion of Councilmember Ronquillo, seconded by Acting President Mathys, duly carried, RESOLVED, the above entitled Resolution No. 99-184 hereby adopted, by the following vote:

Ayes : Boyajian, Mathys, Perea, Quintero, Ronquillo, Steitz  
Noes : None  
Absent : Bredefeld

- - - -

133-395

6/22/99

(5D) DIRECT THE CITY MANAGER TO PROVIDE A STATUS REPORT )  
OF ALL CURRENT AGREEMENTS AND RFP'S ON ALL CITY-OWNED )

GOLF COURSES - ACTING PRESIDENT MATHYS )

On motion of Acting President Mathys, seconded by Councilmember Perea, duly carried, RESOLVED, the City Manager directed to provide a status report on all current agreements and RFPs on all City-owned golf courses, by the following vote:

Ayes : Boyajian, Mathys, Perea, Quintero, Ronquillo, Steitz  
Noes : None  
Absent : Bredefeld

- - - -

**(5E) DIRECT THE CITY MANAGER TO DIRECT STAFF TO HOLD REQUEST )  
FOR PROPOSAL (RFP) PROCESS IN ABEYANCE IN ORDER WORK WITH )  
THE DOWNTOWN ASSOCIATION AND MERCHANTS REGARDING VENDOR )  
CART STANDARDS ON THE FULTON MALL - COUNCILMEMBER RONQUILLO )**

Briefly reviewed by Councilmember Ronquillo.

On motion of Councilmember Ronquillo, seconded by Acting President Mathys, duly carried, RESOLVED, the City Manager directed to direct staff to hold the Request for Proposal (RFP) process in abeyance in order to work with the Downtown Association and Merchants regarding vendor cart standards on the Fulton Mall, by the following vote:

Ayes : Boyajian, Mathys, Perea, Quintero, Ronquillo, Steitz  
Noes : None  
Absent : Bredefeld

City Manager Reid questioned the nature of the request and added he did not know if there would be any consequences or impacts, with Councilmember Ronquillo clarifying the issue and requesting he be informed of any issues that might arise.

- - - -

**(5F) \*RESOLUTION NO. 99-185 - 102<sup>ND</sup> AMENDMENT TO AAR 98-159 )  
APPROPRIATING 2,000 FROM DISTRICT 7's INFRASTRUCTURE BUDGET )  
TO FUND THE FRESNO UNIFIED SCHOOL DISTRICT FOR AFTER-SCHOOL )  
TECHNOLOGY WITH THE ARTS PROGRAM - COUNCILMEMBER PEREA )**

On motion of Councilmember Perea, seconded by Acting President Mathys, duly carried, RESOLVED, the above entitled Resolution No. 99-185 hereby adopted, by the following vote:

Ayes : Boyajian, Mathys, Perea, Quintero, Ronquillo  
Noes : Steitz  
Absent : Bredefeld

- - - -

**133-396**

**6/22/99**

**(5G) SET JULY 17, 1999, FOR A WORKSHOP RELATING TO SELLAND )  
ARENA EXPANSION - COUNCILMEMBER PEREA )**

Set for July 17<sup>th</sup> from 10:00 - 11:00 a.m.

- - - -

**(5H) CONSIDER ALTERNATIVES FOR USE OF CITY FUNDS FOR THE )**  
**AMTRAK STATION - PRESIDENT STEITZ )**

President Steitz gave a brief overview of the issue noting bids for the project came in over budget; advised his intent in scheduling the issue was to obtain Council consensus; stated funds for the project were City funds and according to the CTC they would expire in 18 months; and advised options available were: (1) to build the current station without the tunnel or elevated platform feature which would keep the project within the budget; (2) keep the rail features as planned and reduce costs from the design of the station; and (3) rehabilitate the historic depot, adding the County was looking at option #3. Councilmember Bredefeld returned to the meeting at 3:54 p.m.

Susan Good, representing Senator Jim Costa, gave an update on the deadline of the funds and emphasized the project needed to move forward and explained.

City Manager Reid reviewed the background of the issue; clarified if the restoration project is moved forward it could not be completed in 18 months and explained; and recommended Council urge Senator Costa to get the funding in place earlier rather than later without a project moving forward in one direction stating if that did not happen the only option would be to proceed with the new station without the tunnel and platform. City Attorney Montoy advised three agreements would impacted and explained.

Acting President Mathys stated he supported proceeding with the new station as planned; advised he spoke with the architect and there were things that could be done to bring the project within budget and explained, and stated the historic depot should be kept part of Fresno's history. Acting President Mathys continued stating depending on the County's position, he wanted discussion on the City's role, responsibility and options regarding the County's rejection of bids for the project, stated next week he would schedule the issue of terminating the MOU with the County and pursue the new station without the County's interference, and **(7 - 0)** concluded stating it was very important Council did not walk away from the project.

Councilmember Ronquillo commented on the issue stating a feasibility study was needed, and advised his preference would be to restore the current depot building and consolidate in the future. Councilmember Perea concurred stating he had not given up on consolidation and noted his support for rehabilitating the current depot. Councilmember Boyajian stated he supported moving forward with the new station as it had already been voted on and approved, and added consolidation did not make any sense and asked that excuses not be made.

Mr. Reid noted a feasibility study had already been conducted along with an exhaustively detailed report which was submitted to Council, and commented on various issues and emphasized Council needed to address the fiscal risks and explained.

President Steitz commented on the wide discrepancy in estimates to rehabilitate the depot, and questioned the impact on the agreement with BNSF, with Ms. Montoy stating the agreement would have to be renegotiated.

**133-397**

**6/22/99**

President Steitz stated the only option was to proceed with the new station. Mr. Reid concurred with the caveat of dual-tracking by requesting Senator Costa seek earlier legislation to protect the funding. Brief discussion ensued.

Councilmember Quintero displayed options on the overhead stating his support for the new station with revisions, whereupon President Steitz noted there was a majority consensus for the new station.

A motion of Councilmember Perea to allocate the funding for rehabilitation of the current historic depot died due to lack of a second.

Upon question of Councilmember Boyajian, President Steitz clarified \$5.3 million was appropriated for the new station, noted the MOU specified the County was in charge of the project, and advised there was a termination provision and there could be a motion this date to initiate termination proceedings. Councilmember Ronquillo left the meeting at 4:20 p.m. and returned after closed session.

Acting President Mathys made a motion to terminate the MOU with Fresno County and brief discussion ensued. President Steitz asked that he be appointed to meet with the County to work out differences within the 30 day termination provision in the MOU, which was accepted by the motion-maker. Ms. Montoy clarified neither the County nor the City could proceed unilaterally and explained.

On motion of Acting President Mathys, seconded by Councilmember Bredefeld, duly carried, RESOLVED, staff directed to initiate termination proceedings in accordance with the Memorandum of Understanding with Fresno County, and President Steitz appointed to meet with the County, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Quintero, Steitz
Noes	:	Perea
Absent	:	Ronquillo

- - - -

**(5I) RESOLUTION NO. 99-186 - SUPPORTING THE USE OF GRANT FUNDS )**  
**FROM THE CALIFORNIA DEPARTMENT OF CONSERVATION'S AGRICUL- )**  
**TURAL LAND STEWARDSHIP PROGRAM FOR THE ELMER HANSEN FARM - )**  
**PRESIDENT STEITZ )**

On motion of Acting President Mathys, seconded by President Steitz, duly carried, RESOLVED, the above entitled Resolution No. 99-186 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Steitz
Noes	:	None
Absent	:	Ronquillo

- - - -

**(6A) \*RESOLUTION NO. 99-187 - APPLYING TO THE LOCAL AGENCY )**  
**FORMATION COMMISSION (LAFCO) IN THE MATTER OF THE PROPOSED )**  
**CENTRAL-HAYES NO. 3 REORGANIZATION )**

Supervising Planner Haro briefly reviewed the staff report as submitted. Councilmember Bredefeld left the meeting at 4:39 p.m.

On motion of Councilmember Quintero, seconded by Acting President Mathys, duly carried, RESOLVED, the previously adopted and certified Program Environmental Impact Report No. 10118 prepared for the subject property finding that there is no substantial evidence that the annexation may have a significant adverse effect on the environment reaffirmed; and the above entitled Resolution No. 99-187 hereby adopted, by the following vote:

Ayes : Boyajian, Mathys, Perea, Quintero, Steitz  
Noes : None  
Absent : Bredefeld, Ronquillo

- - - -

**UNSCHEDULED ORAL COMMUNICATIONS:**

APPEARANCE BY GERALD MORENO REGARDING UNNECESSARY )  
POLICE ACTIONS )

Appearance made with Mr. Moreno responding to Council questions. Councilmember Perea advised Mr. Moreno to ask for a police officer's supervisor when the officer does not make out a police report as requested.

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**(1:45 P.M.) CLOSED SESSION:**

(“A”) CONFERENCE WITH LABOR NEGOTIATOR - GOVERNMENT CODE )  
SECTION 54957.6 - COUNCILMEMBER RONQUILLO: )  
EMPLOYEE ORGANIZATION: FCEA )

(“B”) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - )  
GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (a) - CASE NAME: )  
A.H.D.C., ET AL. V. CITY OF FRESNO, ET AL. )

The Council met in closed session in Room 2125 at the hour of 4:55 p.m. to consider the above issues.

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The City Council and Redevelopment Agency reconvened in joint session at the hour of 5:35 p.m. with President Steitz absent for the remainder of the meeting.

**(5:30 P.M.) CONSIDER ACTIONS RELATING TO THE APPROVAL AND )  
ADOPTION OF THE PROPOSED SOUTHEAST FRESNO REVITALIZATION )  
REDEVELOPMENT PLAN )  
1. JOINT RESOLUTION - CERTIFYING PROGRAM ENVIRONMENTAL )  
IMPACT REPORT NO. 98-01 WITH ATTACHMENTS )**

**2. AGENCY RESOLUTION - APPROVING AND ADOPTING THE SUPPLE- )  
MENT TO THE REPORT TO THE CITY COUNCIL AND AUTHORIZING )**

SUBMISSION TO THE COUNCIL

3. **JOINT RESOLUTION** - ADOPTING FINDINGS THAT THE USE OF THE  
20 PERCENT LOW AND MODERATE INCOME HOUSING SET-ASIDE  
FUNDS OUTSIDE THE SOUTHEAST FRESNO REVITALIZATION REDE-  
VELOPMENT PROJECT AREA WILL BE OF BENEFIT TO THE PROJECT AREA  
4. **\*BILL** - ADOPTING THE REDEVELOPMENT PLAN FOR THE SOUTHEAST  
FRESNO REVITALIZATION REDEVELOPMENT PROJECT

Acting President Mathys announced the time had arrived to consider the issue and opened the hearing. City Attorney Montoy advised written objections had been received from Fresno County on the plan which prohibited the Agency/Council from taking action this date.

Upon question of Councilmember Quintero, Agency Director Fitzpatrick stated hearings held in the Calwa area had a translator present. Councilmember Quintero requested residents who were unable to attend the hearings be brought up to date. Acting President Mathys briefly translated issues for those in attendance.

RDA Consultant O'Neil noted this project was the largest of the four redevelopment projects with approximately 2,400 acres and the only one with a large residential component to it; submitted various related documents which were made part of the record and are on file in the office of the City Clerk; advised the policy was that residential units would not be subject to eminent domain and could only be acquired through a negotiated purchase with Agency, with Acting President Mathys translating that information (8 - 0); and reviewed the projects objectives and activities and recommendations of the HCDC and Planning Commission.

EIR Consultant Woodcock gave a summary of the EIR process, report, and certification. Councilmember Bredefeld left the meeting at 5:42 p.m. and was absent for the remainder of the meeting.

Speaking to the issue were: Andy Georgian, whose family owns property at Jensen and Maple Avenues, who expressed concerns with the limited access from Jensen Avenue; and an unidentified woman who questioned who she would contact if she decided to sell her property, with Acting President Mathys responding in Spanish and Councilmember Quintero clarifying she would not be forced to sell. Chair Ronquillo left at 5:46 p.m. and was absent for the remainder of the meeting.

Upon call, no one else wished to be heard and Acting President Mathys closed the hearing.

Mr. Fitzpatrick noted all written and verbal testimony was being made part of the record including by reference, all oral and written material presented to the HCDC and the Planning Commission.

On motion of Councilmember Perea, seconded by Acting President Mathys, duly carried, RESOLVED, actions relating to the approval and adoption of the proposed Southeast Fresno Revitalization Redevelopment Plan continued to June 29, 1999, at 3:45 p.m., by the following vote:

		133-400
Ayes	:	Boyajian, Perea, Quintero, Mathys
Noes	:	None

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Absent : Bredefeld, Ronquillo, Steitz

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**ADJOURNMENT**

)

There being no further business to bring before the joint bodies, the hour of 5:53 p.m. having arrived and hearing no objections, Acting President Mathys declared the meeting adjourned.

DATED this \_\_\_\_\_ day of \_\_\_\_\_ 1999.

ATTEST: \_\_\_\_\_

Chris Mathys, Acting Council President

Yolanda Salazar, Assistant City Clerk